

# Order

Michigan Supreme Court  
Lansing, Michigan

December 18, 2008

Clifford W. Taylor,  
Chief Justice

137185

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 137185  
COA: 285838  
Kalamazoo CC: 06-000621-FH

COFIELD FULLER, JR.,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the July 21, 2008 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).

KELLY, J., would grant leave to appeal for the reasons set forth in her dissenting statement in *People v Conway*, 474 Mich 1140 (2006).



d1211

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

December 18, 2008

*Corbin R. Davis*

Clerk